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PTO/SB/21 (04-04)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/607,010	
	Filing Date	June 26, 2003
	First Named Inventor	Ed AUSTIN, et al.
	Art Unit	3732
	Examiner Name	BAXTER, Jessica R.
Total Number of Pages in This Submission	Attorney Docket Number	39262/285776

ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment / Reply

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☒ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) _____

☐ After Allowance Communication to Technology Center (TC)

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s)
(please identify below):

**5 sheets of PTO/SB/08A
126 references**

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

Geoffrey K. Gavin, Reg. No. 47,591
Kilpatrick Stockton LLP

Signature

Date

July 19, 2004

CERTIFICATE OF TRANSMISSION/MAILING

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July 19, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Ed AUSTIN, et al.

SERIAL NO.: 10/607,010

Group Art Unit: 3732

FILED: June 26, 2003

EXAMINER: Baxter, Jessica R.

FOR: EXTERNAL FIXATION APPARATUS AND METHOD

ATTORNEY DOCKET NO.: 39262/285776

DATE: July 19, 2004

MAIL STOP AMENDMENT

Commissioner for Patents

P. O. Box 1450

Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), the publications listed on the modified Form PTO-1449 are cited for consideration by the Examiner.

Submission of the references provided in this Information Disclosure Statement is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specially designated as such. Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

INFORMATION DISCLOSURE STATEMENT

U.S. Serial No. 10/607,010

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No fee is believed to be due in connection with this submission, however, if a fee is due, the Commissioner is authorized to charge such fee and any additional fees that may be due or credit any overpayment to Deposit Account No. 11-0855.

Respectfully submitted,



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The PTO did not receive the following
listed Item(s) reference marked as "X"
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PTO/SB/08A (10-01)

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

5

Complete if Known

Application Number	10/607,010
April 16, 2003	June 26, 2003
First Named Inventor	Ed AUSTIN
Group Art Unit	3732
Examiner Name	Baxter, Jessica R.
Attorney Docket Number	39262/285776

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Date Considered

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Sheet 3 of 5

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*Corresponding U.S. application issued as U.S. Patent No. 5,752,954

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Sheet

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Attorney Docket Number	39262/285776

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ²
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
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OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
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		ORTHOFIX Brochure entitled "Ankle Fusion Technique," one page, undated	

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